

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

JOHN INGRAM, III,

Plaintiff,

v.

ABINGTON SCHOOL DISTRICT  
AUTHORITY,

Defendant.

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Civil Action

No. 24-00174

**ORDER**

**AND NOW**, this 20th day of June, 2024, upon consideration of Defendant Abington School District Authority's (partial) Motion to Dismiss Plaintiff's Amended Complaint for Failure to State a Claim (ECF No. 10), and all papers submitted in support thereof and in opposition thereto, it is hereby **ORDERED** that said Motion will be **GRANTED** in part and **DENIED** in part as follows:

1. Plaintiff's claims for race or color retaliation under Counts One and Four of the Amended Complaint are hereby **DISMISSED with prejudice** based on the agreement reached between the Parties.
2. The term "race/color" in Paragraph 53(f) of the Amended Complaint is hereby **STRICKEN and REPLACED** with the term "protected activity."
3. Defendant's Motion to Dismiss is **DENIED** in all other respects.

**IT IS SO ORDERED.**

**BY THE COURT:**

/s/ John Milton Younge  
Judge John Milton Younge